

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION

RUFUS DARWIN MCFADDEN

PLAINTIFF

v.

CIVIL ACTION NO. 1:15-cv-125-JCG

HUBERT DAVIS, *Warden*

DEFENDANT

FINAL JUDGMENT

In accordance with the Court's Memorandum Opinion and Order Granting Defendant Hubert Davis' Motion for Summary Judgment based on Plaintiff's failure to exhaust available administrative remedies, final judgment is hereby entered pursuant to Rule 58 of the Federal Rules of Civil Procedure in favor of Defendant Hubert Davis. All of Plaintiff's claims are dismissed without prejudice.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the above captioned civil action is dismissed without prejudice.

SO ORDERED this the 10th day of August, 2016.

s/ John C. Gargiulo
JOHN C. GARGIULO
UNITED STATES MAGISTRATE JUDGE